

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Zambach et al.	)	Examiner: Qazi, Sabiha Naim
	)	
Serial No: 10/537,444	)	Art Unit: 1612
	)	
Filed: June 2, 2005	)	Confirmation No. 2644
	)	
For: DIHALOALLYLOXYPHENOL DERIVATIVES HAVING PESTICIDAL ACTIVITY	)	Docket No: 70194

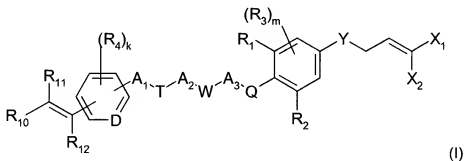
**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
Mail Stop Amendment  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir or Madam:

In response to the Restriction Requirement mailed January 26, 2009, Applicants herein provide an election and reply. This response is filed prior to the deadline of February 26, 2009. Thus, Applicants believe that no extension of time or fee is due. If, however, any extension or fee is required, please consider this a petition therefor, with authority to charge Deposit Account No. 09-0528 (S19996 1160US).

With regard to the election, Applicants hereby elect the compound of Formula I



wherein D is CH, Applicants direct the Examiner to page 6, embodiment (15);

wherein  $-A_1-T-A_2-$  is a bond, Applicants direct the Examiner to page 7, embodiment (17);

wherein W is O, Applicants direct the Examiner to page 7, embodiment (18);

wherein  $A_3$  is a straight-chain alkylene bridge, if further preference is required, one or more of ethylene, propylene, or butylene, Applicants direct the Examiner to page 7, embodiment (19);  
and

wherein Q is O, Applicants direct the Examiner to page 7, embodiment (20). In addition, please also refer to Table 1, compounds 1.1 to 1.13 and 1.15 to 1.27.

If the Examiner has any remaining issues required for resolution, he is encouraged to telephone the undersigned for expeditious handling. Otherwise, Applicants believe the present case to be in condition for substantive examination.

Respectfully submitted,

Date: 19 Feb. 2009

Amy H. Fix  
Amy H. Fix  
Registration No. 42,616

WOMBLE CARLYLE SANDRIDGE & RICE  
P. O. Box 7037  
Atlanta, Georgia 30357-0037  
(919) 484-2314 (direct dial)  
(919) 484-2071 (fax)  
afix@wcsr.com (email)